

DOC #: 5/5/08
DATE FILED: 5/5/08

JAMES M. BURKE and BRADLEY L. GROW, as the designated Sellers' Representatives, under that certain Agreement and Plan of Reorganization and Merger by and between Eateries Holdings, LLC, Eateries, Inc., Fiesta LLC, and the members of Eateries Holdings, LLC, on the one hand, and Hestia Holdings, LLC, Eateries Merger Sub, Inc. and Fiesta Merger Sub, Inc., on the other hand, dated as of December 26, 2006,

Civil Action No.: 07-9909 (HB)

STIPULATION EXTENDING THE DEADLINE TO ADD NEW PARTIES

Plaintiffs,

-against-

HESTIA HOLDINGS, LLC, *et al.*

Defendants.

HESTIA HOLDINGS, LLC, *et al.*

Counterclaimants,

-against-

JAMES BURKE and BRADLEY L. GROW, *et al.*

Counterclaim Defendants.

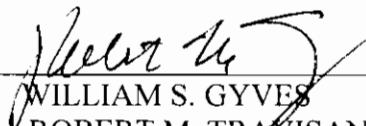
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IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned

attorneys on behalf of their respective clients, that the time within which new parties may be joined in the above-captioned action shall be extended from May 1, 2008, as set forth in the Court's Pre-Trial Order dated January 24, 2008, up to and including May 15, 2008.

ENTWISTLE & CAPPUCCI LLP
Attorneys for Plaintiffs and Counterclaim
Defendants

By:


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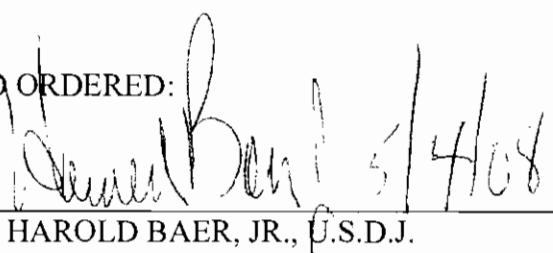
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SO ORDERED:


HAROLD BAER, JR., U.S.D.J.